IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (L) NO. 2893 OF 2005

Pravin Dikhabhai Baldenia & Ors. .. Petitioners

V/s

Municipal Corporation for Greater Mumbai & Ors. .. Respondents

Mr.A.G. Damle i/b Mr.R.P. Tripathi for the Petitioners.

Ms.P.A. Purandare for the Respondents.

CORAM : H.L. GOKHALE & ABHAY S. OKA, JJ.

DATE : 13TH JANUARY 2006

P.C. :

1. Heard Mr.Damle for the Petitioner. Ms.Purandare appears for the Respondents.

2. Mr.Damle tenders a draft amendment. Leave to amend in terms of the draft amendment. Amendments be carried out in two days.

3. The Petitioners are claiming to be shop owners in the property of Respondents No.2 to 4. It is stated that they have given some undertaking to the Court to vacate these premises and that is how the Petitioners' premises have been removed. We are told that they are

removed on 9th January 2006. The Petitioners may file a suit for appropriate relief including for compensation, if so advised. Writ is not a remedy. Dismissed.

(H.L. GOKHALE, J.)

(ABHAY S. OKA, J.)